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TO

Amend the Licensing Laws in Ireland.

A.D. 1920.

BE it enacted by the King's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

1. (1) During the month of February one thousand nine hundred and twenty-five and during the same period in any subsequent year, ten per cent. of the parliamentary electors in any of the areas hereinafter mentioned may address and lodge a requisition in writing to the authority hereinafter mentioned in the form prescribed in the First Schedule hereto, requiring that authority to cause a poll of those electors to be taken on the question whether the grant or confirmation of licences to premises within such areas for the sale, by wholesale or retail of intoxicating liquors shall be prohibited, and thereupon a poll shall be taken in accordance with the requisition, and in manner directed by this Act. The ballot paper shall be in the form set out in the Second Schedule hereto.

(2) If a majority of the persons voting on the above question resolve the question in the affirmative, then, so long as such resolution (herein-after called "a prohibitory resolution") is in force—

(a) notwithstanding anything contained in any Act of Parliament no licence to premises within such area for the sale by wholesale or retail of intoxicating liquors shall be granted, issued or confirmed;

[Bill 16] A



A.D. 1920.

(b) no intoxicating liquor shall be sold or delivered to or purchased by any club or other co-operative association within such area, and no intoxicating liquor shall be sold or supplied by or in connection with any such club or other co-operative association, or to the 5 order of or on behalf of any member of such club or association, or to the order of any other person; and

(c) No person or company or servant or agent of such person or company shall keep for sale, sell, barter, hawk, solicit orders for, or deliver any intoxicating 10 liquors within such area.

(3) When a poll has been taken in any area in pursuance of this Act, a further poll shall not be taken thereon before the expiration of three years from the date when the resolution comes into force, or, if the question is resolved in the negative, 15 from the date of the poll.

(4) Subject as aforesaid, while a prohibitory resolution is in force, ten per cent. of the parliamentary electors in the area may address a requisition in writing to the authority herein-after mentioned requiring that authority to cause a poll of the 20 electors to be taken on the question whether such resolution shall be rescinded, and thereupon a poll shall be taken accordingly, and if a majority of the persons voting at the poll resolve the question in the affirmative, the prohibitory resolution shall be 25 rescinded accordingly.

(5) Polls may be taken in pursuance of this section at any time during the month of April immediately following the lodging of the requisition, and a resolution passed in pursuance of this Act shall come into force on the eleventh day of October 30 of the same year.

2. The area for the purposes of this Act shall be the urban district (including a county borough) or the rural district, as the case may be.

3. The authorities for the purpose of this Act shall be the 35 council of the urban district (including a county borough) or rural district, as the case may be.

4.—(1) Polls under this Act shall be by ballot, and the Local Government Board shall make rules for regulating the procedure with respect to requisitions and the taking of polls, and 40

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A.D. 1920.

providing for the recounting and scrutiny of the votes recorded on any poll, when a demand is made therefor, and, without prejudice to the generality of the power hereby conferred, may by those rules apply for the purpose with any necessary modifications any enactments relating to parliamentary or local government elections and to the prevention of corrupt and illegal practices thereat (including the penal provisions thereof).

(2) On the day on which a poll is taken for the purposes of this Act all premises in which intoxicating liquors are sold by retail shall be closed during the hours of polling.

(3) The necessary expenses of the authority incurred in pursuance of this Act shall be defrayed out of the rate or fund applicable to the general expenses of the authority.

(4) Every order made by the Local Government Board under this section shall be printed by the King's Printer and published under the authority of His Majesty's Stationery Office, and shall, while in force, have effect as if enacted by this Act.

5. In any area where a prohibitory resolution is in force, ^{Illicit sales.} any person or company, and any servant or agent of such person or company, and the members of the committee of any club or other co-operative association, and any officer or servant or agent of such club or association who keeps for sale, sells, supplies, barter, hawks, solicits orders for, or delivers any intoxicating liquors within such area shall on conviction be deemed to be jointly or severally guilty of an illicit sale, and shall be liable to the penalties imposed by section three of the Licensing Act, 1872 for selling liquor without a licence.

6. Nothing in this Act shall prevent—

(a) the sale of methylated or other spirits for use in the arts or manufactures under any enactment permitting such sale; or

Saving as to methylated spirits, medicines, and sacramental wines.

(b) the sale of intoxicating liquor solely for medicinal purposes by a chemist or druggist within the meaning of the Pharmacy (Ireland) Act, 1875, provided that such sale shall be for consumption off the premises and in pursuance of a medical prescription signed and dated by a duly qualified medical practitioner, and that a record of such sales, open to the inspection of any constable, shall be kept, together with

A.D. 1920.

the filed prescription in a form to be determined by the Local Government Board; or

(c) the sale by a chemist or druggist as aforesaid of wine exclusively for sacramental purposes to a clergyman or minister on his certificate affirming that the wine is required for sacramental purposes.

Definitions.

7. In this Act—

- (1) The expression "licence" shall include any excise or justice's licence to sell any kind of intoxicating liquor, or any justice's certificate for the purposes of such licence;
- (2) The expression "grant" when used in relation to a licence includes the grant of a licence by way of renewal, transfer, or removal.

Other expressions shall have the same meanings as in the Licensing (Ireland) Acts, 1833-1901.

Sheet title.

8. This Act may be cited as the Liquor Traffic Local Veto (Ireland) Act, 1920.

Commencement.

9. This Act shall come into operation on the eleventh day of October, nineteen hundred and twenty-five.

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A.D. 1920.

SCHEDULE I.

FORM OF REQUISITION FOR A POLL.

We, the subscribers hereto, being Parliamentary electors in (here
 5 insert area for which the poll is demanded) do hereby demand a poll
 under the terms of the Liquor Traffic Local Veto (Ireland) Act,
 1920.

Signature. Name in Full. Address. Number on Register.

SCHEDULE II.

FORM OF BALLOT PAPER.

10 Number of counterfoil (corresponding with
 the number on the back of the ballot paper).

For No-Licence.	
For Licence.	

15 Indicate your vote by making a X in the right-hand space
 opposite the resolution for which you vote.